

AMENDED IN ASSEMBLY JULY 16, 2003

AMENDED IN SENATE APRIL 24, 2003

SENATE BILL

No. 607

Introduced by Senator Aanestad

February 20, 2003

An act to amend Section 14509.4 of the Public Resources *Code*, relating to beverage container recycling.

LEGISLATIVE COUNSEL'S DIGEST

SB 607, as amended, Aanestad. Beverage container recycling.

The California Beverage Container Recycling and Litter Reduction Act defines "convenience zone," for purposes of providing recycling centers under the act, as an area within a $1\frac{1}{2}$ mile radius of a supermarket or, alternatively, as a zone designated by the Department of Conservation in an underserved area with no supermarket.

This bill would revise that definition of "convenience zone," ~~with regard to the alternative designation of a convenience zone, to delete the requirement that an underserved area have no supermarket. The bill would authorize a local agency to request the department to designate a convenience zone, for an underserved area and the bill would authorize the department to establish the convenience zone, if the department makes a specified determination~~ *"to delete the alternative designation of a convenience zone. The bill, instead, would provide that in a rural region, as specified, the Department of Conservation may, upon petition of an interested person, increase a convenience zone that is not otherwise being served by a certified recycling center or location or is exempted by the department, to include the area within a 3-mile*

radius of a supermarket, if the expanded convenience zone would then be served by a certified recycling center or location.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 14509.4 of the Public Resources Code
2 is amended to read:

3 14509.4. "Convenience zone" means all of the following:

4 (a) The area within a one-half mile radius of a supermarket.

5 ~~(b) (1) A zone designated by the department pursuant to~~
6 ~~Section 14571.1 in an underserved area. The department shall~~
7 ~~identify a supermarket location only for the purpose of providing~~
8 ~~a reference point in the establishment of a convenience zone. The~~
9 ~~department may not designate a convenience zone in the state with~~
10 ~~a statewide ratio greater than one convenience zone per 10,000~~
11 ~~residents in a nonrural underserved area, or greater than one~~
12 ~~convenience zone per 7,000 residents in a rural underserved area.~~
13 ~~The recycling location in an underserved area shall be located~~
14 ~~within one mile of a dealer. In designating a convenience zone in~~
15 ~~an underserved area, the department may not designate a zone that~~
16 ~~would require establishment of a recycling center or location in an~~
17 ~~area adjacent to, and conveniently accessible to, an established~~
18 ~~convenience zone that is already served by a recycling center or~~
19 ~~location.~~

20 ~~(2) A local agency may request the department to designate a~~
21 ~~convenience zone, pursuant to this subdivision and Section~~
22 ~~14571.1. Upon receiving the request, the department may~~
23 ~~establish the convenience zone, if the department determines that~~
24 ~~the convenience zone would be consistent with this subdivision.~~
25 ~~If the department establishes a convenience zone pursuant to this~~
26 ~~subdivision, a supermarket site in that convenience zone is eligible~~
27 ~~to receive handling fees only if the supermarket site meets the~~
28 ~~criteria established in subdivision (c) of Section 14585.~~

29 *(b) (1) Notwithstanding subdivision (a), in a rural region, as*
30 *identified pursuant to subparagraph (A) of paragraph (2) of*
31 *subdivision (b) of Section 14571, the department may, upon*
32 *petition by an interested person, increase a convenience zone that*
33 *meets the requirements of paragraph (2) to include the area within*

1 *a three-mile radius of a supermarket, if the expanded convenience*
2 *zone would then be served by a certified recycling center or*
3 *location.*

4 *(2) Paragraph (1) applies only to a convenience zone that is*
5 *otherwise not being served by a certified recycling center or*
6 *location meeting the requirements of Section 14571 or is exempted*
7 *by the department pursuant to Section 14571.8.*

